THE PRESIDENCY SMALL CAUSE COURTS (BOMBAY AMENDMENT) ACT, 1955.

CONTENTS.

PREAMBLE.

SECTIONS.

1. Short title.
2. Amendment of section 73 of Act XV of 1882.

BOMBAY ACT No. XLIV OF 1955.[1]

[THE PRESIDENCY SMALL CAUSE COURTS (BOMBAY AMENDMENT) ACT, 1955.]

[*7th November 1955*].

An Act furthur to amend the Presidency Small Cause Courts Act, 1882, in its application to the State of Bombay.

XV of 1882. WHEREAS it is expedient further to amend the Presidency Small Cause Courts Act, 1882, in its application to the State of Bombay, for the purpose hereinafter appearing; It is hereby enacted in the Sixth Year of the Republic of India as follows :—

1. This Act may be called the Presidency Small Cause Courts (Bombay Amendment) Act, 1955. Short title.

XV of 1882. 2. (*1*) Section 73 of the Presidency Small Cause Courts Act, 1882, shall be renumbered as sub-section (*1*) of that section, and in sub-section (*1*) so renumbered after the words "have been respectively paid" the following proviso and sub-section shall be inserted, namely :— Amendment of section 73 of Act XV of 1882.

"Provided that no such fees shall be repaid if the amount of institution fee on the plaint or application does not exceed five rupees or the claim for repayment is not made within one year from the date on which the suit or proceeding was so settled.

(*2*) The State Government may, from time to time, by order, provide for repayment to the plaintiffs or applicants of any part of the fees paid on plaints or applications by them in suits or proceedings, as the case may be, disposed of under such circumstances and subject to such conditions as may be specified in the order."

(*2*) For the marginal note to the said section 73, the following shall be substituted, namely :—

"Repayment of fees under certain circumstances."

---

[1] For Statement of Objects and Reasons, *see Bombay Government Gazette*, 1955, Part V, pages 330-331.